

ELIAS C. ALVORD (1942)
ELLSWORTH C. ALVORD (1964)

ROBERT W. ALVORD
ALBERT H. GREENE
CARL C. DAVIS*
CHARLES T. KAPPLER
JOHN H. DOYLE
MILTON C. GRACE*
GEORGE JOHN KETO**
RICHARD N. BAGENSTOS

* NOT A MEMBER OF D.C. BAR
** ALSO A MEMBER OF OHIO BAR

LAW OFFICES
ALVORD AND ALVORD

200 WORLD CENTER BUILDING
918 SIXTEENTH STREET, N.W.
WASHINGTON, D. C.
20006

OF COUNSEL
JESS LARSON
JOHN L. INGOLDSBY
URBAN A. LESTER

CABLE ADDRESS
"ALVORD"

TELEPHONE
AREA CODE 202
393-2266

TELEX
440348 CDAA UI

August 13, 1981

RECORDATION NO. 12699-A

Agatha L. Mergenovich
Secretary

Interstate Commerce Commission
Washington, D.C. 20423

AUG 12 1981 2 55 PM

1-225A953

INTERSTATE COMMERCE COMMISSION

No. 1
Date 8/13/81
\$ 10.00

Dear Madam:

Enclosed for recordation under the provisions of 49 U.S.C. §11303(a) are original and three counter-parts of an Amendment #1 dated June 9, 1981 to Coal Car Lease Agreement (OGSX Lease) dated April 15, 1980.

The OGSX Lease was duly filed and recorded at 11:50 a.m. on December 31, 1980 and assigned Recordation Number 12699.

The names and addresses of the parties to the enclosed document are as follows:

Lessor: Unitrain, Inc.
666 Grand Avenue
P.O. Box 657
Des Moines, Iowa 50303

Lessee: Iowa Power and Light Company
666 Grand Avenue
P.O. Box 657
Des Moines, Iowa 50303

A general description of the railroad equipment covered by the enclosed document is set forth in Schedule I attached to this letter and made a part hereof.

The undersigned is agent for the Lessor for the purpose of recording the enclosed document and has knowledge of the matters set forth therein.

RECEIVED
AUG 13 12 28 PM '81

C. J. Kowalewski

SCHEDULE I

DESCRIPTION OF EQUIPMENT

| <u>Type of Equipment</u> | <u>Quantity</u> | <u>Identification Numbers</u> |
|---|-----------------|--|
| unit train coal cars AAR Mechanical Designation: G292 | 367 | OGSX 1 through 367, both inclusive |

Interstate Commerce Commission
Washington, D.C. 20423

8/13/81

OFFICE OF THE SECRETARY

Charles T. Kappler, Esq.
Alvord & Alvord
918 16th Street, N.W.
Washington, D.C. 20006

Dear

Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 8/13/81 at 12:35pm, and assigned recordation number(s) 12699-A & 12700-A.

Sincerely yours,

Agatha L. Mergenovich
Agatha L. Mergenovich
Secretary

Enclosure(s)

SE-30
(7/79)

AMENDMENT #1 TO OGSX LEASE AUG 12 1981 12 55 PM

INTERSTATE COMMERCE COMMISSION
WHEREAS, UNITRAIN, Inc., Des Moines, Iowa (Lessor) and Iowa Power and Light Company, Des Moines, Iowa (Lessee) have entered into a Coal Car Lease Agreement (the Lease) dated April 15, 1980 of coalveyor unit train coal cars identified as OGSX 1-367, and

WHEREAS, the Parties desire to amend said Lease, due to additional charges affecting the purchase price of the cars,

NOW THEREFORE, the Parties hereby agree to amend said Lease in the following respects:

- 1) "Section 3. Basic Rental." is amended to read as follows:

Commencing with the payment on July 1, 1981, Lessee agrees to pay Lessor \$27,280 per month for property leased hereunder (the "Rent") and to pay the costs of operation and maintenance of the cars, including but not limited to tariff billings, taxes and insurance.

Agreed to this 9th day of June, 1981.

ATTEST:

IOWA POWER AND LIGHT COMPANY LKV

(Corporate Seal)

By *Keith S. Hertz*
Title ASSISTANT SECRETARY

By *J.R. Lyon*
Title PRESIDENT

ATTEST:

UNITRAIN, Inc.

(No Corporate Seal)

By *LK Vorbrich*
Title Secretary

By *W. Schlenker* *AK*
Title ASSISTANT

STATE OF IOWA)
) SS
COUNTY OF POLK)

On this 9th day of June, 1981, before me personally appeared R. F. Schlenker, to me personally known, who being duly sworn, says that he is the President of UNITRAIN, INC., that said instrument was signed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Elizabeth T. Bell
Notary Public

(NOTARIAL SEAL)

My commission expires:



STATE OF IOWA)
) SS
COUNTY OF POLK)

On this 9th day of June, 1981, before me personally appeared J. R. Lyon, to me personally known, who being by me duly sworn, says that he is President of IOWA POWER AND LIGHT COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free deed and act of said corporation.

Elizabeth T. Bell
Notary Public

(NOTARIAL SEAL)

My commission expires:

